



January 10, 2020

SENATE BILL No. 21

DIGEST OF SB 21 (Updated January 8, 2020 1:26 pm - DI 104)

Citations Affected: IC 25-26.

Synopsis: Prescriptions by out-of-state physician assistants. Provides that a pharmacist has a duty to honor all prescriptions issued by: (1) an advanced practice registered nurse; or (2) a physician assistant; licensed under the laws of another state.

Effective: Upon passage.

Rogers, Grooms, Charbonneau

January 6, 2020, read first time and referred to Committee on Health and Provider Services.
January 9, 2020, amended, reported favorably — Do Pass.

SB 21—LS 6205/DI 123



January 10, 2020

Second Regular Session of the 121st General Assembly (2020)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2019 Regular Session of the General Assembly.

SENATE BILL No. 21

A BILL FOR AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 25-26-13-16 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 16. (a) A
3 pharmacist shall exercise ~~his~~ **the pharmacist's** professional judgment
4 in the best interest of the patient's health when engaging in the practice
5 of pharmacy.
6 (b) A pharmacist has a duty to honor all prescriptions from a
7 practitioner or from a physician, **advanced practice registered nurse,**
8 **physician assistant,** podiatrist, dentist, or veterinarian licensed under
9 the laws of another state. Before honoring a prescription, the
10 pharmacist shall take reasonable steps to determine whether the
11 prescription has been issued in compliance with the laws of the state
12 where it originated. The pharmacist is immune from criminal
13 prosecution or civil liability if ~~he,~~ **the pharmacist,** in good faith,
14 refuses to honor a prescription because, in ~~his~~ **the pharmacist's**
15 professional judgment, the honoring of the prescription would:
16 (1) be contrary to law;
17 (2) be against the best interest of the patient;

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- 1 (3) aid or abet an addiction or habit; or
- 2 (4) be contrary to the health and safety of the patient.
- 3 **SECTION 2. An emergency is declared for this act.**



COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 21, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 7, delete "physician's" and insert "**advanced practice registered nurse, physician**".

and when so amended that said bill do pass.

(Reference is to SB 21 as introduced.)

CHARBONNEAU, Chairperson

Committee Vote: Yeas 10, Nays 0.

